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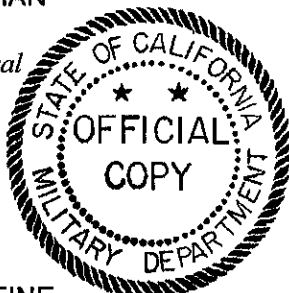
Personnel Administration

Extended Service Beyond Mandatory Retirement Date

FOR THE GOVERNOR:

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Major General
The Adjutant General

OFFICIAL:



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COL, AV, CAARNG
Director of Administration

History. This regulation replaces CAL SMR Regulation 600-3.

Summary. This regulation prescribes the policy and procedure for requesting and obtaining temporary extension of selected CA SMR personnel in active CA SMR service after reaching the mandatory retirement age of 64 years (MRD).

Applicability. This regulation applies to all elements of the California State Military Reserve.

Proponent and exception authority. The proponent and exception authority of this regulation is the Adjutant General of the State of California. Supplementation and any exceptions to this regulation are prohibited without prior written approval from the Deputy Adjutant General, Army Division.

Interim changes. Interim changes in this regulation are not official unless they are authenticated by the Adjutant General via the seal of the Military Department, State of California.

Suggested improvements. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms), directly to the Personnel Section, HQ, CA SMR, (CASR-P).

Distribution. Distribution of this regulation is CA SMR-A.

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1. General

When an CA SMR member reaches the mandatory retirement age of 64 years, the individual will normally be retired within 45 days of the MRD date. In some very special circumstances however, an individual CA SMR member's active status, may be extended beyond the mandatory MRD, on a year to year basis, by fully meeting all of the criteria outlined below:

a. Occupy a current TDA position within the CA SMR and be performing a critical professional function or providing a unique service, commensurate with their grade, which adds significant value to accomplishing the mission of the California National Guard.

b. Possess a neat and professional military appearance and meet the current height and weight standards as published in CA SMR Regulation 600-9. Appearance must be substantiated by submission of a regulation 5 x 7 inch full-length color photograph of the individual in CA SMR Class "B" uniform, without hat, taken within 90 days of submission of the extension request.

c. Present evidence of a current physical examination (within 90 days of the extension request), to include an EKG, certifying that the individual is fit to perform all normal duties expected for the position occupied. A physician's signature is required.

d. Sign an "extension agreement" letter (Appendix A) acknowledging that temporary extension of active service after the individual's MRD is at the pleasure of the Adjutant General and is for a period of one (1) year only, after which the entire review process, including items (a), (b), (c), (d) and (e) must be repeated. Approval of any individual extension application does not, of itself, establish policy or set standards or precedent for any future extensions for the individual or other CA SMR members.

e. In some very few exceptional cases, where there exists a medical or physical disability which would preclude the extended individual from full compliance with the provisions of 1(b), (neat and professional military appearance), and the individual agrees, in writing, not to wear a CA SMR uniform for any reason, at any occasion, during the period of extended service, the individual may still be extended under the restriction to serve only in civilian attire.

f. Any wear of the CA SMR uniform by an extended member serving under the restrictions in 1(e), will automatically, and without appeal, terminate any current extension order and be deemed sufficient cause for immediate permanent retirement.

2. Extension Application Process

The process for approval of any extension request requires at least a 90 day lead time. It is the sole responsibility of the individual member to ensure that the request for extension (on CA SMR Form 10) is properly documented as outlined in 1a, b, c, d and e,

with all required conditions met, and all required photographs, medical reports and other relevant information necessary for the decision process included in the application for extension package.

a. Application packages should be received by the HQ, CA SMR Personnel Section not later than 90 days prior to the individual's MRD.

b. Incomplete packages will not be processed and will be returned to the initiating unit.

c. On approved applications for extension, the individual will be notified in writing by the HQ, CA SMR Personnel Section and official state orders published authenticating the extension and stating the period of extension.

d. On disapproved applications for extension, individuals will be notified in writing by the HQ, CA SMR Personnel Section.

e. There is no appeal process for disapproved extension applications.

f. It is the sole responsibility of the retained individual to make reapplication for extension each year as required before the appropriate anniversary date.

g. If an application for continued extension is not received and approved as per the process above, the extended individual will be retired from active CA SMR service on the one year anniversary of the effective date of the last approved extension request.

h. This regulation does not modify or otherwise change any provision of CA SMR REG 600-1 or 600-2, relating to statutory age limitations and other conditions for initial appointment or enlistment. It applies only to currently serving CA SMR personnel on active duty on or after 1 May 1998.

3. Approving Authority

The final authority for any temporary extension of active service of CA SMR personnel beyond the statutory MRD is the Adjutant General of the State of California, who may delegate this authority to the Commanding General, CA SMR. The approved CA SMR Form 10 requesting the extension, and all submitted original documents, will become part of the individual's permanent MPRJ.

Appendix A

SAMPLE LETTER OF AGREEMENT FOR EXTENSION OF MRD

TO: Commanding General, CA SMR, through Personnel Section, HQ, CA SMR

FROM: _____ SSN: _____ DATE: _____

1. I understand and agree that I am being granted this one year extension of my mandatory retirement date (MRD) at my request and at the request of the California National Guard.
2. I further understand that this extension is for a single year only and must be renewed as per the provisions of CA SMR Regulation 600-10 each year thereafter that I shall remain qualified for such extensions.
3. I further understand that while I shall be on extended status, I am not eligible for promotion and except that I hold any (P) designation (Certificate of Promotion Eligibility) obtained prior to my MRD, I shall remain in my present grade for the duration of my extended service.
4. I further understand that this extension is at the pleasure of the Adjutant General and may be withdrawn at any time with or without cause.
5. I further understand and agree that if I am extended under any imposed restrictions (Wear of the CA SMR uniform or restricted duties) listed below, I will abide by these restrictions without exception. I understand that I may be immediately separated for cause if I violate any of these restrictions.
6. I agree to apply for any additional extension at least 90 days prior to the expiration of my current extension.

Signed:

Name Grade

Date

Unit of Assignment

Expiration Date

Restrictions:

Approved: _____